

SECOND REGULAR SESSION

# SENATE JOINT RESOLUTION NO. 40

95TH GENERAL ASSEMBLY

---

---

INTRODUCED BY SENATOR GOODMAN.

Read 1st time January 27, 2010, and ordered printed.

TERRY L. SPIELER, Secretary.

4718S.01I

---

---

## JOINT RESOLUTION

Submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to guaranteeing the right to vote by secret ballot.

---

---

*Be it resolved by the Senate, the House of Representatives concurring therein:*

That at the next general election to be held in the state of Missouri, on  
2 Tuesday next following the first Monday in November, 2010, or at a special  
3 election to be called by the governor for that purpose, there is hereby submitted  
4 to the qualified voters of this state, for adoption or rejection, the following  
5 amendment to article I of the Constitution of the state of Missouri:

Section A. Article I, Constitution of Missouri, is amended by adding  
2 thereto one new section, to be known as section 35, to read as follows:

**Section 35. That the right of individuals to vote by secret ballot  
2 is fundamental and thus, where state or federal law requires elections  
3 for public office or public votes on initiatives or referenda, or  
4 designations or authorizations of employee representation, the right of  
5 individuals to vote by secret ballot shall be guaranteed.**

Section B. The official ballot title for section A of this act shall read as  
2 follows:

3 Shall the Missouri Constitution be amended to provide that voting by  
4 secret ballot is a fundamental right, and to prohibit the infringement or  
5 impairment of the right to vote by secret ballot in public elections or where any  
6 federal or state law requires designations or authorizations of employee  
7 representation?

8 It is estimated this proposal will have no costs or savings to state or local  
9 government entities.

✓